

The best available scientific information does not demonstrate that the deep-set fishery has ever interacted with an animal from the insular stock.

**Response:** The boundaries of the insular stock have been determined based on genetic and movement data and have been peer-reviewed by the Pacific SRG. Unless specific stock identity is known (*e.g.*, from a genetic sample of the affected animal) any longline fishery interaction occurring within the overlap zone between the insular and pelagic stocks will be prorated to the two stocks so potential impact on each stock can be accounted for. In the 2010 SAR, this proration is based on the relative density of the insular versus pelagic stock throughout the stock range. This methodology will be reevaluated in the near future, and future SARs may reflect alternative proration strategies.

**Comment 56:** NMFS arbitrarily picks and chooses which information to use to support conclusions published in the false killer whale SAR. Unpublished reports and papers, "working" papers, "draft" papers, non-peer reviewed papers, and reports containing "preliminary estimates" are used in support of certain aspects of the SAR, while others are ignored if their findings contradict other conclusions within the SAR.

**Response:** NMFS does cite key unpublished papers and/or reports in the SARs if (1) they are reviewed and accepted by the SRG at their annual meeting, or (2) NMFS expects that they will be finalized and published (with peer-review) by the time the SAR is finalized. If not published, papers and/or reports that are reviewed and accepted by the SRG are considered peer reviewed and best available science.

**Comment 57:** The 2010 draft humpback SAR includes a single 2006 interaction with the Hawaii-based shallow-set fishery in its mortality and serious injury estimates for both the northern portion and southeast Alaska portion of the Central North Pacific humpback whale stock. This interaction should not be double-counted.

**Response:** See responses to comments 13 and 14 in the final 2005 LOF (71 FR 247, January 4, 2006), comment 10 in the final 2003 LOF (68 FR 41725, July 15, 2003), comment 10 in the final 2008 LOF (72 FR 66048, November 27, 2007), and comment 18 in the final 2009 SARs (75 FR 12498, March 16, 2010) for detailed responses to a similar comment. Where there is considerable uncertainty regarding to which stock a serious injury or mortality should be assigned, NMFS exercises a

conservative approach of assigning the serious injury or mortality to both stocks. Clearly, if information were available regarding the location of take, genetics of the taken animal, or other conclusive information linking the serious injury or mortality to a specific stock, NMFS would use it to assign the take to a specific stock.

Dated: June 6, 2011.

**Helen M. Golde,**

*Deputy Director, Office of Protected Resources, National Marine Fisheries Service.*

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**BILLING CODE 3510-22-P**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

**RIN 0648-XA477**

#### Fisheries of the South Atlantic; Southeast Data, Assessment, and Review (SEDAR); Public Meeting

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Notice of SEDAR 25 Review Workshop for South Atlantic black sea bass (*Centropristis striata*) and golden tilefish (*Lopholatilus chamaeleonticeps*).

**SUMMARY:** The SEDAR 25 Review of the South Atlantic stock of black sea bass and golden tilefish will consist of one workshop, held September 20–22, 2011. This is the twenty-fifth SEDAR.

**DATES:** The SEDAR 25 Review Workshop will take place September 20–22, 2011. See **SUPPLEMENTARY INFORMATION** for specific dates and times.

**ADDRESSES:** The SEDAR 25 Review Workshop will be held at the Crowne Plaza, 4831 Tanger Outlet Boulevard, North Charleston, SC 29418; *telephone:* 843-740-7028.

**FOR FURTHER INFORMATION CONTACT:** Kari Fenske, SEDAR Coordinator, 4055 Faber Place Drive, Suite 201, North Charleston, SC 29405; *telephone:* (843) 571-4366; *kari.fenske@safmc.net*.

**SUPPLEMENTARY INFORMATION:** The Gulf of Mexico, South Atlantic, and Caribbean Fishery Management Councils, in conjunction with NOAA Fisheries and the Atlantic and Gulf States Marine Fisheries Commissions have implemented the Southeast Data, Assessment and Review (SEDAR) process, a multi-step method for determining the status of fish stocks in the Southeast Region. SEDAR includes

three workshops: (1) Data Workshop, (2) Stock Assessment Workshop and (3) Review Workshop. The product of the Data Workshop is a data report which compiles and evaluates potential datasets and recommends which datasets are appropriate for assessment analyses. The product of the Stock Assessment Workshop is a stock assessment report which describes the fisheries, evaluates the status of the stock, estimates biological benchmarks, projects future population conditions, and recommends research and monitoring needs. The assessment is independently peer reviewed at the Review Workshop. The product of the Review Workshop is a Consensus Summary documenting Panel opinions regarding the strengths and weaknesses of the stock assessment and input data. Panelists for SEDAR Workshops are appointed by the Gulf of Mexico, South Atlantic, and Caribbean Fishery Management Councils and NOAA Fisheries Southeast Regional Office and Southeast Fisheries Science Center. SEDAR participants include data collectors and database managers; stock assessment scientists, biologists, and researchers; constituency representatives including fishermen, environmentalists, and NGO's; International experts; and staff of Councils, Commissions, and state and federal agencies.

#### SEDAR 25 Review Workshop Schedule September 20–22, 2011; SEDAR 25 Review Workshop

September 20, 2011: 9 a.m.–8 p.m.;  
September 21, 2011: 8 a.m.–8 p.m.;  
September 22, 2011: 8 a.m.–1 p.m.

The Review Workshop is an independent peer review of the assessment developed during the Data and Assessment Workshops. Workshop Panelists will review the assessment and document their comments and recommendations in a Consensus Summary.

Although non-emergency issues not contained in this agenda may come before this group for discussion, in accordance with the Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act), those issues may not be the subject of formal action during these meetings. Actions will be restricted to those issues specifically identified in this notice and any issues arising after publication of this notice that require emergency action under Section 305(c) of the Magnuson-Stevens Act, provided the public has been notified of the Council's intent to take final action to address the emergency.

## Special Accommodations

These meetings are physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to the Council office (see **ADDRESSES**) at least 10 business days prior to each workshop.

Dated: June 6, 2011.

**Tracey L. Thompson,**

*Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.*

[FR Doc. 2011-14374 Filed 6-9-11; 8:45 am]

**BILLING CODE 3510-22-P**

## DEPARTMENT OF COMMERCE

### Patent and Trademark Office

#### Patent and Trademark Financial Transactions

**ACTION:** Proposed collection; comment request.

**SUMMARY:** The United States Patent and Trademark Office (USPTO), as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on the continuing information collection, as required by the Paperwork Reduction Act of 1995, Public Law 104-13 (44 U.S.C. 3506(c)(2)(A)).

**DATES:** Written comments must be submitted on or before August 9, 2011.

**ADDRESSES:** You may submit comments by any of the following methods:

- *E-mail:*

*InformationCollection@uspto.gov.*

Include "0651-0043 comment" in the subject line of the message.

- *Mail:* Susan K. Fawcett, Records Officer, Office of the Chief Information Officer, United States Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450.

- *Federal Rulemaking Portal:* <http://www.regulations.gov>.

**FOR FURTHER INFORMATION CONTACT:**

Requests for additional information should be directed to Matthew Lee, Office of Finance, United States Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450; by telephone at 571-272-6343; or by e-mail to [Matthew.Lee@uspto.gov](mailto:Matthew.Lee@uspto.gov). Additional information about this collection is also available at <http://www.reginfo.gov> under "Information Collection Review."

**SUPPLEMENTARY INFORMATION:**

### I. Abstract

Under 35 U.S.C. 41 and 15 U.S.C. 1113, the United States Patent and Trademark Office (USPTO) charges fees

for processing and other services related to patents, trademarks, and information products. Customers may submit payments to the USPTO by several methods, including credit card, deposit account, electronic funds transfer (EFT), and paper check transactions. The provisions of 35 U.S.C. 41 and 15 U.S.C. 1113 are implemented in 37 CFR 1.16-1.28, 2.6-2.7, and 2.206-2.209.

This information collection includes the Credit Card Payment Form (PTO-2038), which provides the public with a convenient way to submit a credit card payment for fees related to a patent, trademark, or information product. Customers may also submit credit card payments via the Electronic Credit Card Payment Form (PTO-2231) when using online systems through the USPTO Web site for paying fees related to patents, trademarks, or information products. The USPTO will not include credit card information submitted using the provided credit card payment forms among the patent or trademark records open to public inspection.

Customers may establish a deposit account for making fee payments by completing a Deposit Account Application Form (PTO-2232) and sending the required information, initial deposit, and service fee to the USPTO. Deposit accounts eliminate the need to submit a check, credit card information, or other form of payment for each transaction with the USPTO. Additionally, in the event that a fee amount due is miscalculated, customers may authorize the USPTO to charge any remaining balance to the deposit account and therefore avoid the potential consequences of underpayment. As customers use their deposit accounts to make payments, they may deposit funds to replenish their accounts by mailing a check to the USPTO or making a deposit online via EFT using the Electronic Deposit Account Replenishment Form (PTO-2233) available at the USPTO Web site. Replenishments may not be made by credit card. Customers may close their deposit accounts by submitting a written request or by using the Deposit Account Closure Request Form (PTO-2234).

In addition to credit cards and deposit accounts, customers may also use EFT to make online fee payments to the USPTO. Customers must first establish a user profile with their banking information by submitting the EFT User Profile Form (PTO-2236) through the USPTO Web site. Once their profile is created, customers may use their User ID and password to perform EFT transactions.

Under 37 CFR 1.26 and 2.209, the USPTO may refund fees paid by mistake or in excess of the required amount. In general, refunds of amounts larger than \$25 are returned to the customer automatically using the same method as the original payment. For refund amounts of \$25 or less, customers must submit a written request to the Refund Branch of the USPTO Office of Finance.

In order to access and manage their financial activity records online, customers may create a Financial Profile through the USPTO Web site. Customers create a profile by registering a username and password, providing contact information, and specifying the types of notifications and alerts they would like to receive. After establishing a Financial Profile, customers may then add the relevant account information to the profile in order to track their credit card, deposit account, and EFT transactions with the USPTO.

### II. Method of Collection

By mail, facsimile, hand delivery, or electronically to the USPTO.

### III. Data

*OMB Number:* 0651-0043.

*Form Number(s):* PTO-2038, PTO-2231, PTO-2232, PTO-2233, PTO-2234, PTO-2236.

*Type of Review:* Revision of a currently approved collection.

*Affected Public:* Individuals or households; businesses or other for-profits; and not-for-profit institutions.

*Estimated Number of Respondents:* 1,849,771 responses per year. The USPTO estimates that approximately 20% of these responses will be from small entities.

*Estimated Time per Response:* The USPTO estimates that it will take the public approximately two to six minutes (0.03 to 0.10 hours) to gather the necessary information, prepare the appropriate form or document, and submit the items in this collection to the USPTO.

*Estimated Total Annual Respondent Burden Hours:* 55,901 hours.

*Estimated Total Annual Respondent Cost Burden:* \$2,962,753. The USPTO expects that 75% of the submissions for this information collection will be prepared by fee administrators/coordinators and that 25% of the submissions will be prepared by paraprofessionals. Using those proportions and the estimated rates of \$30 per hour for fee administrators/coordinators and \$122 per hour for paraprofessionals, the USPTO estimates that the average rate for all respondents will be approximately \$53 per hour. Using this estimated rate of \$53 per